

Message

**From:** Goodis, Michael [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=50ED0B92DC4945B7A808FE8DBC9224F0-MICHAEL GOODIS]  
**Sent:** 6/29/2021 12:28:10 AM  
**To:** Ozmen, Shamus [Ozmen.Shamus@epa.gov]; Messina, Edward [Messina.Edward@epa.gov]; Layne, Arnold [Layne.Arnold@epa.gov]  
**CC:** Siedschlag, Gregory [Siedschlag.Gregory@epa.gov]; Dinkins, Darlene [Dinkins.Darlene@epa.gov]; Lara, Rhina [Lara.Rhina@epa.gov]  
**Subject:** RE: OPP IO review: The Intercept (4th follow-up) re: malathion, DDL: 6/29

Thanks – agree to keep it simple.  
Which notice is out for comment? Where it is in reg review?  
Thinking it would be helpful to also point to the latest cancer assessment in the docket.

Michael L. Goodis, P.E.  
Acting Deputy Director for Programs  
Office of Pesticide Programs  
Office of Chemical Safety and Pollution Prevention  
U.S. Environmental Protection Agency  
Washington, D.C.  
Ex. 6 Personal Privacy (PP) (cell)

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**From:** Ozmen, Shamus <Ozmen.Shamus@epa.gov>  
**Sent:** Monday, June 28, 2021 6:02 PM  
**To:** Messina, Edward <Messina.Edward@epa.gov>; Goodis, Michael <Goodis.Michael@epa.gov>; Layne, Arnold <Layne.Arnold@epa.gov>  
**Cc:** Siedschlag, Gregory <Siedschlag.Gregory@epa.gov>; Dinkins, Darlene <Dinkins.Darlene@epa.gov>; Lara, Rhina <Lara.Rhina@epa.gov>  
**Subject:** OPP IO review: The Intercept (4th follow-up) re: malathion, DDL: 6/29

HI – Sharon Lerner from The Intercept has come back for the fourth time on the same story but for an open response regarding malathion. In talking with Cheryl, we propose to use some of the approved desk statement (for the three cancellations) as an overall response rather than react to each statement provided in the email inquiry. Please let us know if you agree with the following response:

**Incoming:**

Sorry there's one - hopefully last - thing I should run by you. After speaking with several people involved and reviewing the documents attached below, I noted the following about malathion. I welcome EPA's perspective on this:

## Ex. 5 Deliberative Process (DP)

# Ex. 5 Deliberative Process (DP)

## Response:

EPA is following the next steps in the registration review process for malathion in accordance with President Biden's commitment to protect human health and the environment.

The 30-day public comment period for the notice is now open and available in docket ID number EPA-HQ-OPP-2021-0377 at [www.regulations.gov](http://www.regulations.gov).

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On Jun 21, 2021, at 3:37 PM, Sharon Lerner <[sharon.lerner@theintercept.com](mailto:sharon.lerner@theintercept.com)> wrote:

Hi Robert, Ken and Nancy-

Sorry there's one - hopefully last - thing I should run by you. After speaking with several people involved and reviewing the documents attached below, I noted the following about malathion. I welcome EPA's perspective on this:

# Ex. 5 Deliberative Process (DP)

# Ex. 5 Deliberative Process (DP)

<Dementi Critique of malathion PWG.pdf>  
<BAD SLJ 06.20.05 EPA-HQ-OPP-2006-0618-0028.2[1].pdf>  
<BAD SLJ 09.28.06 EPA-HQ-OPP-2006-0618-0028.1[1].pdf>  
<PSI Grievance Post hearing brief.pdf>

Please get me all of the outstanding responses by Thursday.

Thank you,  
Sharon

Sharon Lerner  
Investigative Reporter  
The Intercept  
mobile/signal: Ex. 6 Personal Privacy (PP)  
<https://theintercept.com/staff/sharonlerner/>

PGP:  
CB29 D9FF 9285 3205 087E 83A1 0C30 2F39 4F30 8BFE

On Jun 21, 2021, at 1:21 PM, Sharon Lerner <[sharon.lerner@theintercept.com](mailto:sharon.lerner@theintercept.com)> wrote:

Hi Ken and Robert-

I'd like to add one more question to my follow-ups:

You mentioned in your response that 8,846 pesticide products (i.e., registrations) have been reviewed and accepted to meet the requirements of the REDs for the active ingredients in each product.

My question is: how many are still awaiting review? i.e. 8,846 have been completed out of how many overall?

Thanks,  
Sharon

Sharon Lerner  
Investigative Reporter  
The Intercept  
mobile/signal: Ex. 6 Personal Privacy (PP)  
@fastlerner

<https://theintercept.com/staff/sharonlerner/>

PGP:  
CB29 D9FF 9285 3205 087E 83A1 0C30 2F39 4F30 8BFE

On Jun 18, 2021, at 2:40 PM, Daguillard, Robert  
<[Daguillard.Robert@epa.gov](mailto:Daguillard.Robert@epa.gov)> wrote:

Thanks Sharon. Ken will get back to you when we return to the office on Monday.

Enjoy the weekend – hopefully sunny where you are.

Robert Daguillard  
Public Affairs Officer  
U.S. Environmental Protection Agency  
Washington, DC  
+1 (202) 564-6618 (O)  
Ex. 6 Personal Privacy (PP) (M)

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**From:** Sharon Lerner <[sharon.lerner@theintercept.com](mailto:sharon.lerner@theintercept.com)>  
**Sent:** Friday, June 18, 2021 2:25 PM  
**To:** Labbe, Ken <[Labbe.Ken@epa.gov](mailto:Labbe.Ken@epa.gov)>  
**Cc:** Press <[Press@epa.gov](mailto:Press@epa.gov)>  
**Subject:** Re: Questions about pesticide regulation

Hi Ken-  
I have three follow-up questions:

**Ex. 5 Deliberative Process (DP)**

Thanks,  
Sharon

Sharon Lerner  
Investigative Reporter  
The Intercept  
mobile/signal: Ex. 6 Personal Privacy (PP)  
@fastlerner  
<https://theintercept.com/staff/sharonlerner/>

PGP:  
CB29 D9FF 9285 3205 087E 83A1 0C30 2F39 4F30 8BFE

On Jun 17, 2021, at 4:16 PM, Labbe, Ken  
<[Labbe.Ken@epa.gov](mailto:Labbe.Ken@epa.gov)> wrote:

Hi Sharon, Please see our responses below:

1. I spoke to more than two dozen people for this story about pesticide regulation, including 12 who used to work at OPP. One of the subjects they consistently brought up was the influence of pesticide companies over the office. One person who worked at OPP for 40 years told me: “When you come into the lobby, many times there’s a chemical or ag lobbyist there. They just bop in. They want to be your friend. They always complement you. But if you don’t do what they want, they’ll go to your boss or above your boss and say we can’t work with you anymore. And you’ll be taken of the project and put on something that’s meaningless. I’ve seen it happen a number of times.
2. Regarding post-EPA employment of former OPP directors: I found that, since 1974, all seven former OPP directors who continued to work after leaving the agency (Dan Barolo, Marcia Mulkey, Steve Schatzow, Jim Jones, Steve Bradbury, Edwin Johnson, and Debra Edwards) went on to make money from the pesticide industry, either as direct employees, attorneys, or consultants. (The two other former directors who left the agency went directly into retirement.)

One PhD level former EPA scientist told me he thought that the “revolving door” influenced the culture within OPP, saying “management officials are loathe to take any action that is likely to limit

their post-EPA employment opportunities”

3. One former OPP staffer told me that she felt the scientists in the office are overwhelmed by the amount of science they receive from registrants. “There aren’t enough resources to go through all the studies. And there isn’t enough time. What happens then is that people at EPA look at what the contractors said and decide whether to accept it or not. For the most part they just accept it.”

**RESPONSE:**

**Ex. 5 Deliberative Process (DP)**

4.

**Ex. 5 Deliberative Process (DP)**

**RESPONSE:**

**Ex. 6 Personal Privacy (PP)**

5.

**Ex. 5 Deliberative Process (DP)**

**RESPONSE:**

6.

**Ex. 6 Personal Privacy (PP)**

**RESPONSE:**

7.

**Ex. 5 Deliberative Process (DP)**



**Ex. 5 Deliberative Process (DP)**

**RESPONSE:**

**Ex. 5 Deliberative Process (DP)**

8.

**Ex. 5 Deliberative Process (DP)**

**RESPONSE:**

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**Ex. 5 Deliberative Process (DP)**

**Ex. 5 Deliberative Process (DP)**

**RESPONSE:**

**Ex. 5 Deliberative Process (DP)**

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**RESPONSE:**

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**RESPONSE:**

**Ex. 5 Deliberative Process (DP)**

**Ex. 5 Deliberative Process (DP)****RESPONSE:****Ex. 5 Deliberative Process (DP)**

13.

**Ex. 5 Deliberative Process (DP)**

**RESPONSE:**

**Ex. 5 Deliberative Process (DP)**

**Ex. 5 Deliberative Process (DP)**

Kenneth T. Labbe  
U.S. Environmental Protection Agency  
Office of Public Affairs  
1200 Pennsylvania Avenue, NW  
Washington, D.C. 20460  
Office: 202-564-1486  
Cell: Ex. 6 Personal Privacy (PP)